

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEBRASKA

RAUL CALDERON,

Petitioner,

vs.

SCOTT FRAKES, Director N.D.C.S;

Respondent.

4:19CV3073

**MEMORANDUM
AND ORDER**

On July 25, 2019, the court conducted an initial review of Petitioner Raul Calderon's Petition for Writ of Habeas Corpus ([filing no. 1](#)) brought pursuant to 28 U.S.C. § 2254. The court determined Petitioner's petition did not clearly indicate the judgment challenged or the grounds alleged and was not signed under penalty of perjury. ([Filing No. 5](#).) The court ordered Petitioner to file an amended petition for writ of habeas corpus within 30 days and, later, by September 30, 2019, pursuant to Petitioner's request for an extension. ([Filing No. 8](#).) To date, Petitioner has not filed an amended petition and the time in which to do so has passed.

IT IS THEREFORE ORDERED that: This case is dismissed without prejudice because Petitioner failed to prosecute it. The court will enter judgment by a separate document.

Dated this 10th day of October, 2019.

BY THE COURT:

s/ Richard G. Kopf
Senior United States District Judge